



APS Rec'd PGT/7 5 DEC 2005

Docket No. 118771.00103

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: John Alan EGGLEDEN  
Serial No: 10/526,274  
Filed: March 2, 2005  
For: FLUID DISPENSER

GAU: 3754  
Confirmation No. 8494  
Examiner: Unassigned

DUPLICATE

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

**Mail Stop Missing Parts**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Missing Requirements under 35 U.S.C. 371 in the United States Designated/  
Elected Office (DO/EO/US) dated October 5, 2005 (copy attached), the following is enclosed:

- ☐ Fee Transmittal Form;
- ☐ Small Entity Status is claimed;
- ☒ **The required surcharge fee of \$130.00 was paid on October 3, 2005, see enclosed copy;**
- ☐ \$ for a one month extension of time;
- ☒ **The Executed Declaration/Power of Attorney was filed on October 3, 2005, before receipt of the attached Notice to Missing Requirements Under 35 U.S.C. 731. See, the attached PTO stamped post card, the Transmittal and the executed Declaration;**
- \$ surcharge for originally filing a non-English language application;
- ☐ Verified English language translation of the originally filed non-English application; and

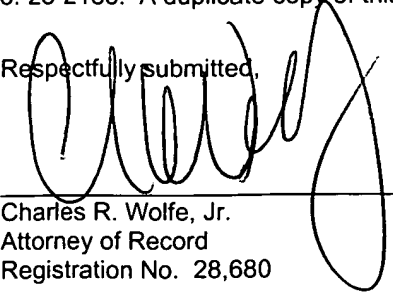
Applicants(s) are also submitting the following:

- ☐ Request for Corrected Filing Receipt;
- ☐ An Information Disclosure Statement;
  - ☐ Form PTO-1449 and 1 reference(s);
- ☐ Priority Application No. filed ;
- ☐ Executed Assignment with Form PTO-1595; and
- ☐ \$40.00 recordation of Assignment fee.
- ☒ Please charge any additional Fees for the papers being filed herewith and for which no check is enclosed herewith, or credit any overpayment to deposit Account No. 23-2185. A duplicate copy of this sheet is enclosed.
- ☒ If these papers are not considered timely filed by the Patent & Trademark Office, then a petition is hereby made under 37 C.F.R. § 1.136, and any additional fees required under 37 C.F.R. § 1.136 for any necessary extension of time may be charged to Deposit Account No. 23-2185. A duplicate copy of this sheet is enclosed.

Blank Rome LLP  
600 New Hampshire Avenue, N.W.  
Washington, DC 20037  
Tel: (202) 772-5800  
Fax (202) 572-8398  
Customer No.: 27557

Date: December 5, 2005

Respectfully submitted,

  
\_\_\_\_\_  
Charles R. Wolfe, Jr.  
Attorney of Record  
Registration No. 28,680



## UNITED STATES PATENT AND TRADEMARK OFFICE

CLW.  
UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/526,274	John Alan Eggleden	118771.00103

INTERNATIONAL APPLICATION NO.	
PCT/GB03/03717	
LA. FILING DATE	PRIORITY DATE
08/28/2003	09/05/2002

27557  
BLANK ROME LLP  
600 NEW HAMPSHIRE AVENUE, N.W.  
WASHINGTON, DC 20037

BLANK ROME LLP

OCT 06 2005

RECEIVED  
COUNSELORS AT LAW

CONFIRMATION NO. 8494  
371 FORMALITIES LETTER  
\*OC000000017115458\*  
\*OC000000017115458\*

Date Mailed: 10/05/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 03/02/2005
- Copy of the International Search Report filed on 03/02/2005
- Copy of IPE Report filed on 03/02/2005
- Preliminary Amendments filed on 03/02/2005
- Information Disclosure Statements filed on 03/02/2005
- Oath or Declaration filed on 03/02/2005
- U.S. Basic National Fees filed on 03/02/2005
- Priority Documents filed on 03/02/2005
- Specification filed on 03/02/2005
- Claims filed on 03/02/2005
- Abstracts filed on 03/02/2005
- Drawings filed on 03/02/2005

DOCKETED  
118771.00103  
OCT 06 2005

Action Due Due Date  
Due 12/5/05 AB  
Last Day 4/5/06

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the

missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

TAMALA D HOLLAND

Telephone: (703) 308-9140 EXT 209

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/526,274	PCT/GB03/03717	118771.00103

Patent ☒ Trademark ☐ Docket No. 118771.00103 ✓  
 Serial No. 10/526,274 ✓ Filed March 2, 2005  
 Inventor(s) John Alan EGGLEDEN  
 For: FLUID DISPENSER  
 By: CRW:rb (filed 10/3/05) Due Date: --

☒ Check No. in the amount of \$ 130.00  
☒ Fee Transmittal for FY 2005  
☐ Resp. to Notice to File Missing Parts  
☒ Declaration & POA (executed)  
☐ Pet. for Ext. of Time ( months)  
☐ Election/Resp. to Rest. Requirement  
☐ Reply and Amendment  
☒ Other: Filing of Declaration Without Receipt of Notice to File Missing Parts of Nonprovisional Application (duplicate)

☐ Assignment w/ PTO-1495 ( pgs.)  
☐ Priority Document  
☐ Replacement Drawing ( sheet(s))  
☐ IDS/PTO-1449 (Reis.)  
☐ Fee by Transmittal (Issue and fees)  
☐ RCE Transmittal  
☐ Notice of Appeal

**RECEIVED**  
 OCT 03 2005  
 ACTION DUE  
 Due Date

Receipt by the USPTO is hereby acknowledged of the papers filed as indicated in connection with the above-identified case.

BEST AVAILABLE COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: John Alan EGGLEDEN  
Serial No: 10/526,274  
Filed: March 2, 2005  
For: FLUID DISPENSER

GAU: 3754  
Confirmation No. 8494  
Examiner: Unassigned

**FILING OF DECLARATION WITHOUT RECEIPT OF  
NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**Mail Stop Missing Parts**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the provisions of 37 CFR 1.53(f), Applicant submits herewith a Declaration in accordance with 37 CFR 1.63 and:

- ☒ Fee Transmittal Form;
- ☐ Small Entity Status is claimed;
- ☒ The required surcharge fee of \$130.00 is enclosed;
- ☐ \$ for a one month extension of time;
- ☒ Executed Declaration/Power of Attorney;
- \$ surcharge for originally filing a non-English language application;
- ☐ Verified English language translation of the originally filed non-English application; and

Applicants(s) are also submitting the following:

- ☐ Request for Corrected Filing Receipt;
- ☐ An Information Disclosure Statement;
  - ☐ Form PTO-1449 and 1 reference(s);
- ☐ Priority Application No. filed ;
- ☐ Executed Assignment with Form PTO-1595; and
- ☐ \$40.00 recordation of Assignment fee.

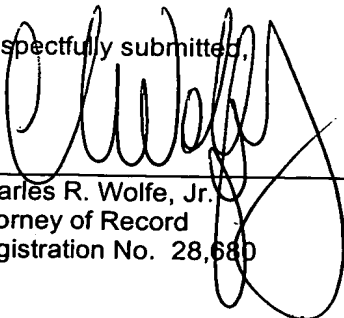
☒ Please charge any additional Fees for the papers being filed herewith and for which no check is enclosed herewith, or credit any overpayment to deposit Account No. 23-2185. A duplicate copy of this sheet is enclosed.

☒ If these papers are not considered timely filed by the Patent & Trademark Office, then a petition is hereby made under 37 C.F.R. § 1.136, and any additional fees required under 37 C.F.R. § 1.136 for any necessary extension of time may be charged to Deposit Account No. 23-2185. A duplicate copy of this sheet is enclosed.

Blank Rome LLP  
600 New Hampshire Avenue, N.W.  
Washington, DC 20037  
Tel: (202) 772-5800  
Fax (202) 572-8398  
Customer No.: 27557

Date: October 3, 2005

Respectfully submitted,

  
\_\_\_\_\_  
Charles R. Wolfe, Jr.  
Attorney of Record  
Registration No. 28,680

Under the Paperwork Reduction Acts of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number.  
Effective on 12/08/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

PTO/SB/17 (12-04)  
Approved for use through 07/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

## FEE TRANSMITTAL For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$ 130.00

### Complete if Known

Application Number	10/526,274
Filing Date	March 2, 2005
First Named Inventor	John Alan EGGLEDEN
Examiner Name	Unassigned
Art Unit	3754
Attorney Docket No.	118771.00103

### METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account Deposit Account Number: 23-2185 Deposit Account Name: Blank Rome LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

### FEE CALCULATION

#### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

#### 2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

**Total Claims** -20 or HP = \_\_\_\_\_ **Extra Claims** x \_\_\_\_\_ = \_\_\_\_\_ **Fee Paid (\$)**

HP=highest number of total claims paid for, if greater than 20

**Indep. Claims** -3 or HP = \_\_\_\_\_ **Extra Claims** x \_\_\_\_\_ = \_\_\_\_\_ **Fee Paid (\$)**

HP=highest number of independent claims paid for, if greater than 3

#### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

**Total Sheets** -100 = \_\_\_\_\_ **Extra Sheets** / 50 = \_\_\_\_\_ **Number of each additional 50 or fraction thereof** x \_\_\_\_\_ = \_\_\_\_\_ **Fee Paid (\$)**

#### 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other: Surcharge for filing Late Declaration

**Fees Paid (\$)**  
\$130.00

### SUBMITTED BY

Signature

Name (Print/Type)

Charles R. Wolfe Jr.

Registration No.  
(Attorney/Agent) 28,680

Telephone 202-772-5800

Date October 3, 2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, 1-800-PTO-9199 and select option 2.

118771.00103/35694469v.1

**DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: FLUID DISPENSER  
the specification of which

☐ is attached hereto

☒ was filed on 28 August 2003 as United States Application Number or PCT International  
Application Number PCT/GB2003/003717 and (if applicable) was amended on \_\_\_\_\_

I hereby authorize our attorneys to insert the serial number assigned to this application.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

<b>PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 USC §119</b>			
<b>APPLICATION NO.</b>	<b>COUNTRY</b>	<b>DAY/MONTH/YEAR FILED</b>	<b>PRIORITY CLAIMED</b>
0220448.5	Great Britain	4 September 2002	Yes

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

<b>PROVISIONAL APPLICATION(S) UNDER 35 U.S.C. §119(e)</b>	
<b>APPLICATION NUMBER</b>	<b>FILING DATE</b>

I hereby claim the benefit under 35 U.S.C. §120 of any United States application, or §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. §112.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

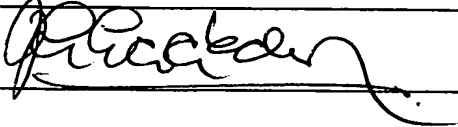
<b>PRIOR U.S./PCT INTERNATIONAL APPLICATION(S) DESIGNATED FOR BENEFIT UNDER 35 U.S.C. §120</b>		
<b>APPLICATION NO.</b>	<b>FILING DATE</b>	<b>STATUS — PATENTED, PENDING, ABANDONED</b>

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith: Victor M. Wigman, Reg. No. 25,201; George C. Myers, Jr., Reg. No. 27,040; Donald R. Greene, Reg. No. 22,470; Michael C. Greenbaum, Reg. No. 28,419; Charles R. Wolfe, Jr., Reg. No. 28,680; Michael D. White, Reg. No. 32,795; Brian C. Jones, Reg. No. 37,857; David J. Edmondson, Reg. No. 35,126; Denise C. Lane, Reg. No. 42,780; Peter Weissman, Reg. No. 40,220; Brian WM. Higgins, Reg. No. 48,443; Minh-Quan K. Pham, Reg. No. 50,594; Thomas L. Willis, Jr., Reg. No. 53,778; and Tara L. Hoffman, Reg. No. 46,510.

**Correspondence Address:**

Blank Rome LLP  
600 New Hampshire Avenue, N.W.  
Washington, DC 20037  
TEL (202) 772-5800 FAX (202) 572-8398  
Customer No: 27557

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

<b>Full Name of sole or first inventor (given name, family name):</b> John Alan EGGLEDEN	
<b>Signature:</b> 	<b>Date:</b> 17th APRIL 2005.
<b>Residence:</b> Cottage Barn, Hurston Place Farm, Hurston Lane Pulborough, West Sussex RH 20 2EW GREAT BRITAIN	<b>Citizenship:</b> Great Britain
<b>Mailing Address:</b> Same as residence.	

<b>Full Name of additional joint inventor (given name, family name):</b>	
<b>Signature:</b>	<b>Date:</b>
<b>Residence:</b>	<b>Citizenship:</b>
<b>Mailing Address:</b> Same as residence.	

<b>Full Name of additional joint inventor (given name, family name):</b>	
<b>Signature:</b>	<b>Date:</b>
<b>Residence:</b>	<b>Citizenship:</b>
<b>Mailing Address:</b> Same as residence.	

<b>Full Name of additional joint inventor (given name, family name):</b>	
<b>Signature:</b>	<b>Date:</b>
<b>Residence:</b>	<b>Citizenship:</b>
<b>Mailing Address:</b> Same as residence.	

☐ Additional joint inventors are named on separately numbered sheets attached hereto.